



Legislative Bulletin.....June 19, 2007

Contents:

H.R. 2641—PART I—Amendments to the Energy & Water Development and Related Agencies Appropriations Act, 2008

H.R. 2641, the Energy & Water Development and Related Agencies Appropriations Act, 2008 (sponsored by Rep. Peter Visclosky, D-IN), is scheduled to be considered on the House floor on Tuesday, June 19, 2007, subject to an open rule (H.Res. 481), making in order any germane amendment under the five-minute rule. The rule allows one motion to recommit with or without instructions.

The rule waives all points of order against consideration of the bill, except those regarding PAYGO and earmarks and allows the Chair to postpone consideration of the legislation at any time during its consideration. The rule also waives the no-authorizing-on-appropriations point of order against provisions in the underlying bill.

Note: The summaries below are based on RSC staff's review of *actual amendment text*. For a summary of the underlying bill, see a separate RSC document released earlier today.

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Amendments Pre-Filed in the Congressional Record

1. Bishop (D-NY): Prohibits funds from being used by the Federal Energy Regulatory Commission to review the application for the Broadwater Energy proposal, dockets CP06-54-000, CP06-55-000, and CP06-56-000.

2. Burgess (R-TX): Increases by \$1.5 million: fossil energy research and development;
Reduces by \$1.5 million: the Energy Information Administration.

3. Capito (R-WV): Reduces by \$30 million: Department of Energy, departmental administration;
Increases by \$30 million: the Appalachian Regional Commission.

4. Space (D-OH): Reduces by \$30 million: Department of Energy, departmental administration;
Increases by \$30 million: the Appalachian Regional Commission.

5. Conaway (R-TX): Expresses a sense of the House of Representatives that any reduction in the amount appropriated by this Act achieved as a result of amendments adopted by the House should be dedicated to deficit reduction.

6. Tauscher (D-CA): Reserves for nuclear weapons dismantlement activities at Department of Energy facilities \$173.3 million of the \$5.88 billion for the National Nuclear Security Administration. Further reserves \$91.0 million of this \$173.3 million specifically for the Pit Disassembly and Conversion Facility Project at the Savannah River Site, South Carolina.

7. Berkley (D-NV): Prohibits funds from being used to administer the “Yucca Mountain Youth Zone” website.

8. Garrett (R-NJ): Prohibits funds from being used to send or otherwise pay for the attendance of more than 50 employees from a federal department or agency at any single conference occurring outside the United States.

9. Musgrave (R-CO): Reduces all appropriations in the bill by 0.5% across-the-board.

10. Upton (R-MI): Increases by \$4 billion: the maximum amount of guaranteed loans under the Innovative Technology Loan Guarantee Program (currently \$7 billion in the underlying bill). Reserves this \$4 billion increase for advanced nuclear energy facilities.

11. Upton (R-MI): Prohibits funds from being used to purchase light bulbs, unless the light bulbs have the “ENERGY STAR” designation.

12. Price (R-GA): Reduces all appropriations in the bill by 1% across-the-board.

13. Gohmert (R-TX): Prohibits funds from being used to implement the Stipulation of Settlement dated September 13, 2006, in the litigation captioned *Natural Resources Defense Council, et al. v. Kirk Rodgers, et al.*, United States District Court, Eastern District of California, No. CIV. S-88-1658-LKK-GGH. Rep. Gohmert’s office writes that, “The amendment prohibits funds to be expended to restore salmon to the San Joaquin River in California.”

14. Campbell (R-CA): Reduces total appropriations in this bill by \$1.31 billion (about a 4% reduction).

15. Campbell (R-CA): Reduces total appropriations in this bill by \$1.13 billion (about a 3.5% reduction).

16. Hensarling (R-TX): Strikes all funding for the Denali Commission.

17. Neugebauer (R-TX): Strikes all funding for the Appalachian Regional Commission.

18. Hensarling (R-TX): Reduces by \$27.95 million: Department of Energy departmental administration (currently at \$304.8 million in the underlying bill).

19. Kline (R-MN). Reduces funds for the Department of Energy’s Fossil Energy Research and Development by \$142 million (from \$708,801,000). The reduction would bring the appropriation to the level of the president’s request.

20. Hensarling (R-TX). Reduces funds for the Department of Energy’s Electricity Delivery and Energy Reliability Program by \$19,224,000 (from \$134,161,000). The reduction would bring the appropriation to the level of the president’s request.

21. Campbell (R-CA). Reduces funds for the Department of Energy’s Energy Efficiency and Renewable Energy program by \$101,550,000 (from \$1,873,844,000). The committee’s appropriation request is \$637,645,000 above the president’s budget.

22. Hensarling (R-TX). Reduces funds for the Water Related Resources account by \$55,000,000 (from \$871,197,000). The reduction would bring the appropriation to the level of the president’s request.

23. Hensarling (R-TX). *(Likely to be offered by Rep. Pete Sessions of Texas)* Strikes the section in the underlying bill that prohibits funds from being used to conduct a public-private competition or direct conversion under OMB Circular A-76 (the Bush Administration’s competitive sourcing initiative) or any other administrative regulation, directive, or policy for any Corps of Engineers program, project, or activity. By striking this provision, OMB would not be allowed to use a competitive process to determine who—the Corps of Engineers or a private business—will perform certain activities.

24. Westmoreland (R-GA). Reduces funds for flood damage reduction projects in the Mississippi River Valley by \$18,000,000 (from \$278,000,000). The reduction would bring the appropriation to the level of the president’s request.

25. Westmoreland (R-GA). Reduces funds for Army Corps of Engineers’ water resource project’s operations and maintenance budget by \$184,186,000 (from \$2,655,241,000). The reduction would bring the appropriation to the level of the president’s request.

26. Westmoreland (R-GA). Reduces funds for Army Corps of Engineers’ water construction projects by \$481,186,000 (from \$2,008,874,000). The reduction would bring the appropriation to the level of the president’s request.

27. Wynn (D-MD). Provides that \$213 million (up from \$194.6 million) of \$1,236,199,000 appropriated for Energy Efficiency and Renewable Energy shall be made available for hydrogen technologies.

Amendments NOT Pre-Filed in the Congressional Record

Lamborn (R-CO). Reduces funds for the Policy and Administration account under the Bureau of Reclamation by \$1.236 million (from \$58.811 million to \$57.575 million), returning this account to last year’s level.

Hinchey (D-NY)/ Wolf (R-VA). Prohibits the Department of Energy and the Federal Energy Regulatory Commission (FERC) from implementing Sec. 1221 of the Energy Policy Act of 2005 to designate and site National Interest Electric Transmission Corridors (NIETC).

Shadegg (R-AZ). Prohibits funds from being used to decommission federal dams producing hydropower.

Shadegg (R-AZ). Increases by \$20 million funding for hydropower incentives authorized in the Energy Policy Act of 2005), and decreases by \$20 million funding for climate change research, to bring such research in line with the President's request.

Davis (R-KY). Increases by \$3.8 million: Army Corps of Engineers investigations (currently \$120.1 million);
Increases by \$20,000: Army Corps of Engineers construction (currently \$2.01 billion);
Reduces by \$20,000: Army Corps of Engineers regulatory program (currently \$180 million); and
Reduces by \$3.8 million: Army Corps of Engineers expenses (currently at \$171 million).

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